

**United States Bankruptcy Court  
District of Idaho**

Chapter 7

**BANKRUPTCY CASE NUMBER:00-21483**

**IN RE:**

Gugino, Robin R.

**SSN (Debtor): 547-29-1894**

**SSN (Codebtor):**

**EMPLOYER TAX ID NUMBER:**

**NOTICE OF NEED TO FILE PROOF OF CLAIM  
DUE TO RECOVERY OF ASSETS**

**NOTICE IS GIVEN THAT:**

The initial notice in this case instructed creditors that it was not necessary to file a proof of claim. Since that notice was sent, assets have been recovered by the trustee.

Creditors who wish to share in any distribution of funds must file a proof of claim with the Clerk of the Bankruptcy Court at the address below on or before 90 days from the date this notice is mailed.

**Creditors who do not file a proof of claim on or before this date will not share in any distribution from the debtor's estate.**

The proof of claim form is enclosed with this notice. It may be filed by regular mail. If you wish to receive proof of its receipt by the Bankruptcy Court, enclose a copy of the claim (along with the original), and a stamped, self-addressed envelope.

There is no fee for filing the proof of claim.

**Any creditor who has previously filed a proof of claim in this case need not file another claim.**

**Cameron S. Burke**  
*Clerk of the Bankruptcy Court*

**Address of the Bankruptcy Court:**

U.S. Bankruptcy Court  
205 N. 4th Street 2nd Floor  
Coeur d'Alene, Idaho 83814

DATED: April 9, 2001

## INSTRUCTIONS FOR PROOF OF CLAIM FORM 00-21483

The instructions and definitions below are general explanations of the law. In particular types of cases or circumstances, such as bankruptcy cases that are not filed voluntarily by a debtor, there may be exceptions to these general rules.

### DEFINITIONS

#### **Debtor**

The person, corporation, or other entity that has filed a bankruptcy case is called the debtor.

#### **Creditor**

A creditor is any person, corporation or other entity to whom the debtor owed a debt on the date the bankruptcy case was filed

#### **Proof of Claim**

A form telling the bankruptcy court how much the debtor owed a creditor at the time the bankruptcy case was filed ( the amount of the creditors claim). This form must be filed with the clerk of the bankruptcy court where the bankruptcy case was filed.

#### **Secured Claim**

A claim is a secured claim to the extent that the creditor has a lien on property of the debtor (collateral) that gives the creditor the right to be paid from that property before creditors who do not have liens on the property

Examples of liens are a mortgage on real estate and a security interest in a car, truck, boat, television set or other item of property. A lien may have been obtained through a court proceeding before the bankruptcy case began; in some states a court judgment is a lien. In addition, to the extent a creditor also owes money to the debtor (has a right of setoff), the creditor's claim may be a secured claim.

(See also Unsecured Claim)

#### **Unsecured Claim**

If a claim is not secured it is an unsecured claim. A claim may be partly secured and partly unsecured if the property on which a creditor has a lien is not worth enough to pay the creditor in full.

#### **Unsecured Priority Claim**

Certain types of unsecured claims are given priority, so they are to be paid in bankruptcy cases before most other unsecured claims (if there is sufficient money or property available to pay these claims). The most common types of priority claims are listed on the proof of claim form. Unsecured claims are not specifically given priority status by the bankruptcy laws are classified as *Unsecured Nonpriority Claims*.

### ITEMS TO BE COMPLETED IN PROOF OF CLAIM FORM (IF NOT ALREADY FILLED IN)

#### **Court, Name of Debtor and Case Number:**

Fill in the name of the federal judicial district where the bankruptcy case was filed (for example, District of Idaho), the name of the debtor in the bankruptcy case and the case number. If you receive a notice of the case from the court, all of this information is near the top of the notice.

#### **Information about Creditor:**

Complete the section giving the name, address and telephone number of the creditor to whom the debtor owes money or property, and the debtor's account number, if any. If anyone else has previously filed a proof of claim relating to this debt, if you have never received notices from the bankruptcy case about this case, if your address differs from that to which the court sent notice or if this proof of claim replaces or changes a proof of claim previously filed, check the appropriate box on the form.

#### **1. Basis for Claim:**

Check the type of debt for which the proof of claim is being filed. If the type of debt is not listed, check "Other" and briefly describe the type of debt. If you were an employee of the debtor, fill in your social security number and the dates of work for which you were not paid.

#### **2. Date Debt Incurred:**

Fill in the date when the debt first was owed by the debtor

#### **3. Court Judgments:**

If you have a court judgment for this debt, state the date the court entered the judgment.

#### **4. Secured Claim:**

Check the appropriate place if the claim is a secured claim. You must state the type and value of property that is collateral for the claim, attach copies of documentation of your lien, and state the amount past due on the claim as of the date the bankruptcy case was filed. A claim may be partly secured and partly unsecured. (See DEFINITIONS, above)

#### **5. Unsecured Priority Claim:**

Check the appropriate place if you have an unsecured priority claim, and state the amount entitled to priority. (See DEFINITIONS, above). A claim may be partly priority and partly nonpriority if, for example, the claim is for more than the amount given priority by the law. Check the appropriate place to specify the type of priority claim.

#### **6 Total Amount of Claim at Time Case Filed:**

Fill in the total amount of the entire claim. If interest or other charges in addition to the principal amount of the claim are included, check the appropriate place on the form and attach an itemization of the interest and charges

#### **7. Credits:**

By signing this proof of claim, you are stating under oath that in calculating the amount of your claim, you have given the debtor credit for all payments received from the debtor.

#### **8. Supporting Documents:**

You must attach to this proof of claim form copies of documents that show the debtor owes the debt claimed or if the documents are too lengthy, a summary of those documents. If the documents are not available, you must attach an explanation of why they are not available.

11400 Commerce Park Drive  
Suite 600  
Reston, Virginia 22091-1506

# CERTIFICATE OF SERVICE

District/off: 0976-2  
Case: 00-21483

User: melanieh  
Form ID: #03

Page 1 of 1  
Total Served: 16

Date Rcvd: Apr 02, 2001

The following entities were served by first class mail on Apr 04, 2001.

db	Robin R Gugino,	5550 Hauser Lake Rd,	Post Falls, ID 83854
aty	Jeffrey H Andrews,	607 Lakeside Ave,	Coeur d'Alene, ID 83814
tr	J Ford Elsaesser,	POB 2220,	Sandpoint, ID 83864
ust	United States Trustee,	POB 110,	Boise, ID 83701
1540076	Anesthesia Assocs. of CdA,	1705 Government Way,	Coeur d'Alene ID 83814
1540077	Citibank,	PO Box 6401,	The Lakes NV 88901-6401
1540078	Direct Merchants Bank,	PO Box 21222,	Tulsa OK 74121-1222
1540079	Ford Motor Credit,	PO Box 7289,	Pasadena CA 91109-7389
1540075	IRS-Bankruptcy,	550 W. Fort St-MS C 041,	Boise ID 83724
1540080	Mervyns-Retailers Natl Bank,	PO Box 59316,	Minneapolis MN 55459-0316
1540081	Providian,	PO Box 9053,	Pleasanton CA 94566
1540082	QUE,	PO Box 990003,	Boise ID 83799-0003
1540083	Sears,	PO Box 3671,	Des Moines IA 50322
1540084	Shell Oil,	PO Box 790070,	Houston TX 77279-0070
1540073	State of Idaho Tax Commission,	1910 Northwest Blvd,	Coeur d'Alene ID 83814
1540074	State of Idaho Tax Commission,	PO Box 36,	Boise ID 83722

The following entities were served by electronic transmission.  
NONE.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

I, Joseph Speetjens, declare under the penalty of perjury that I have served the attached document on the above listed entities in the manner shown, and prepared the Certificate of Service and that it is true and correct to the best of my information and belief.

Date: Apr 04, 2001

Signature:

